



## CERTIFICATE OF MAILING

I certify that this document and fee is being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: October 18, 2004

  
Beverly Fletcher

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Inventor(s): **David S. Bonalle, et al.** Docket No.: **70655.3200**  
Serial No.: **10/710,335** Confirmation No.: **4334** Group Art Unit: **2131**  
Filing Date: **July 1, 2004** Examiner: **TBA**  
Title: **BIOMETRIC SAFEGUARD FOR USE WITH A SMARTCARD**

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### FILING DATE GRANTED

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

This response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted mailed on August 16, 2004.

Enclosed herewith for filing are the following:

A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted. **(REQUIRED);**

Declarations

- 1) Signed by inventor David Bonalle; and

2) Signed by inventor Glen Salow.

Surcharge for late filed Declaration \$130.00

Total completion of application fees \$130.00

Total fees due \$130.00

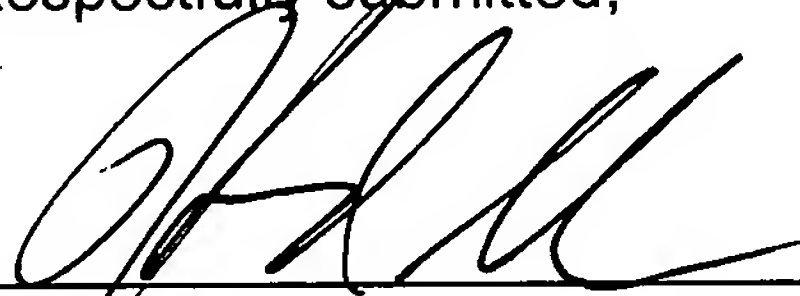
The fee of \$130.00 is to be paid as follows:

☐ A check in the amount of the fee is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-2814**.  
**A duplicate copy of this sheet is enclosed.**

☒ If an extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-2814**.  
**A duplicate copy of this sheet is enclosed.**

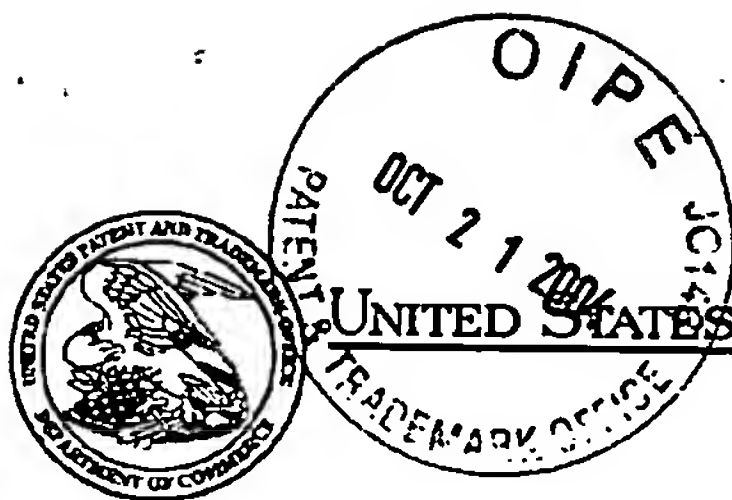
Respectfully submitted,



Dated: October 18, 2004

Howard I. Sobelman  
Reg. No. 39,038

**SNELL & WILMER L.L.P.**  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/710,335	07/01/2004	David S. Bonalle	70655.3200

20322  
 SNELL & WILMER  
 ONE ARIZONA CENTER  
 400 EAST VAN BUREN  
 PHOENIX, AZ 850040001

CONFIRMATION NO. 4334

## FORMALITIES LETTER



\*OC000000013540474\*

Date Mailed: 08/16/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

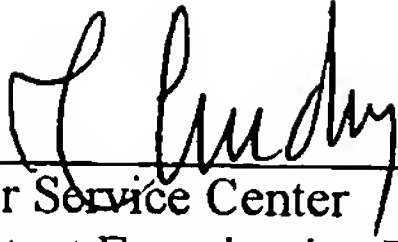
Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

10/22/2004 RHEBANT 00000019 192814 10710335  
 01 FC:1051 130.00 DA

A handwritten signature in black ink, appearing to read "J. Lundy", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE